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Attorneys for Defendant, COUNTY OF BUTTE

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

JASON HARTMAN,

Case No.: 2:20-cv-01492-KJM-DB

Plaintiff,

**STIPULATION TO EXTEND DISCOVERY
AND EXPERT DISCLOSURE
DEADLINES; ORDER**

v.

UNITED STATES OF AMERICA;

COUNTY OF BUTTE; and CLINT

MOFFITT,

Defendants.

Complaint Filed: 07/23/2020

FAC Filed: 10/27/2022

1 IT IS HEREBY STIPULATED by and between the parties, *through their respective counsel of*
2 *record:*

- 3 1. Non-expert discovery is completed.
- 4 2. Defendants COUNTY OF BUTTE and UNITED STATES OF AMERICA retained
5 consultants, who Defendants COUNTY OF BUTTE and UNITED STATES OF AMERICA
6 intended to disclose as an expert witness in this case, recently became deceased. Therefore,
7 Defendants COUNTY OF BUTTE and UNITED STATES OF AMERICA needs to identify
8 and retain a replacement expert. Furthermore, that person will need a reasonable amount of
9 time to review materials, formulate his or her opinion(s), and author a report pursuant to
10 Federal Rule of Civil Procedure Rule 26.
- 11 3. The current deadline to disclose expert witnesses is May 17, 2024. Given the foregoing, the
12 parties agree that the deadline to disclose expert witnesses should be continued by
13 approximately four months, to September 20, 2024, and the deadline to disclose
14 supplemental/rebuttal experts shall be October 21, 2024.
- 15 4. The parties further agree that other deadlines will need to be continued to accommodate the
16 delay in the disclosure of expert witnesses, including the deadline to complete expert discovery
17 (currently July 19, 2024) and the deadline to file a dispositive motion (currently September 27,
18 2024). The parties request those deadlines also be continued approximately four months,
19 rendering the new deadline to complete the discovery of expert witnesses to be November 21,
20 2024, and the new deadline to file a dispositive motion to be January 28, 2025. The parties
21 further request the deadline to hear dispositive motions (currently set for November 1, 2024)
22 be continued to March 20, 2025.
- 23 5. The parties agree there is good cause for the proposed modifications to the scheduling order
24 referenced in paragraphs 1-4, above.

25 **IT IS SO STIPULATED.**

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1
2 Date: May 8, 2024

DEMAS LAW GROUP

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4 By /s/ Tim S. Spangler

Tim S. Spangler

Attorneys for Plaintiff

JASON HARTMAN

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7 Date: May 16, 2024

PORTER | SCOTT

A PROFESSIONAL CORPORATION

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9
10 By /s/ Matthew W. Gross

William E. Camy

Matthew W. Gross

Attorneys for Defendant

COUNTY OF BUTTE

11
12
13 Date: May 8, 2024

UNITED STATES ATTORNEY

14
15 By /s/ Brendon L. S. Hansen

Rachel R. Davidson

Brendon L.S. Hansen

Attorneys for Defendant

UNITED STATES OF AMERICA

16
17
18 Date: May 8, 2024

HAWKINS PARNELL & YOUNG, LLP

19
20 By /s/ Jennifer J. Capabianco

Jennifer J. Capabianco

Attorneys for Defendant

UNITED STATES OF AMERICA

21
22
23 Date: May 8, 2024

KOELLER NEBEKER CARLSON HALUCK

24
25 By /s/ Kimberly J. Black

Kimberly J. Black

Attorneys for Defendant

CLINT MOFFITT

ORDER

Having reviewed the above stipulation, and good cause appearing, it is hereby ordered as follows:

1. The deadline to disclose expert witnesses is continued to September 20, 2024.
2. The deadline to disclose supplemental/rebuttal expert witnesses is continued to October 21, 2024.
3. The deadline to complete expert discovery is continued to November 21, 2024.
4. The deadline to file a dispositive motion is continued to January 28, 2025.
5. The deadline to hear a dispositive motion is continued to March 20, 2025.
6. All other deadlines previously set forth in the Court's scheduling order remain unchanged.

IT IS SO ORDERED.

Dated: May 16, 2024.


CHIEF UNITED STATES DISTRICT JUDGE